



Office of Environment, Safety & Health

Getting Ready for the Future

Howard M. Wilchins
Counsel

Office of Price-Anderson Enforcement

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The purpose of the Worker Safety and Health Rule is to improve Worker Safety in the DOE Complex





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- **The Rule, 10 CFR 851, covers almost everyone**
- **The only exclusions are:**
 - Activities already regulated by OSHA
 - The Navy Nuclear Program
 - Radiological hazards and nuclear explosives operations already regulated by 10 CFR 820, 830 or 835





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- **The Rule has no grandfather clause**
- **The Rule requires submission of Worker Safety Programs by February 26, 2007**





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What needs to be done:

- **Taking inventory – what contracts include Order 440.1a and what contracts do not**
- **Inventory must include contractors, subcontractors, and suppliers**
- **For each contractor, subcontractor, and supplier an effort needs to be mounted to determine status of compliance with the Order**





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What needs to be done (*cont'd*):

- **A gap analysis needs to be performed to determine where the contractor is out of compliance. Contractors need to work with DOE to develop a path forward addressing all gaps.**
- **10 CFR 851, subpart D, provides for consideration of variances to the Rule. Each contractor should consider use of the variance process where it is appropriate.**





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